

NOTICE OF RULE ADOPTION – FINAL RULE

STATE OF MISSISSIPPI
MS State Department of Health



MS State Department of Health
c/o Vickey Maddox
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Email Address

Specific Legal Authority Authorizing the promulgation
of Rule: 43-11-13 of Mississippi Code 1972 Annotated.

Reference to Rules repealed, amended or suspended by
the Final Rule:
Minimum Standards For Institutions For The
Aged or Infirm

Date Rule Proposed: July 6, 2007
Date Rule Adopted: August 8, 2007

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: The amendment adds the language to the Resident's Rights Section for the resident to not be limited in his/her choice of a pharmacy or pharmacist provider in accordance with state law, as referenced in House Bill 1439, which states that the facility shall not limit a resident's choice of pharmacy or pharmacy provider if that provider meets the same standards of dispensing guidelines required of long term care facilities.

The Agency Rule Making Record for this rule including any written comment(s) received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

- ☒ An oral proceeding was held on this rule:
Date: August 01, 2007
Time: 1:45 p.m.
Place: MS State Dept. of Health Osborne Auditorium, 570 East Woodrow Wilson Jackson, MS
- ☐ An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and:

- ☒ This rule as adopted is without variance from the proposed rule.
- ☐ This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.
- ☐ This rule as adopted differs from the proposed rule and all of the following apply:
- The differences are within the scope of the matter in the notice of proposed rule adoption,
 - The differences are a logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and
 - The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Final Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: September ⁰⁸~~07~~, 2007

Vickey T. Maddox, Director, Office of Licensure
Printed Name/Title of Person Submitting Rule for Filing

Vickey T. Maddox
Signature